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dba Crown Lift Trucks
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19 UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
20 SACRAMENTO DIVISION

21 CYNTHIA MAHON and GARY
22 MARKLEY,

23 Plaintiffs,

24 v.

25 CROWN EQUIPMENT
CORPORATION, dba CROWN LIFT
26 TRUCKS, and DOES 1 through 50,
inclusive.

27 Defendants.
28

Case No. 2:03-cv-1763 MCE DAD

The Hon. Morrison C. England, Jr.

STIPULATION REGARDING TRIAL
DATE AND FINAL PRETRIAL
CONFERENCE; [PROPOSED] ORDER

1
2 IT IS HEREBY STIPULATED by and between the parties, through their respective
3 attorneys of record, in accordance with Local Rule 83-143, as follows:

4 1. After reviewing the Court's February 2, 2009, Minute Order continuing the Trial
5 Date and Final Pretrial Conference, it was determined that the new trial date ordered by the Court
6 presented scheduling problems and, therefore, counsel for Plaintiff and counsel for Defendant
7 conferred about a trial date that is agreeable to both parties.
8

9 2. Both parties have multiple expert witnesses they intend to call at trial and the
10 parties' discussions about viable trial dates considered the coordination of the schedules of the
11 experts and counsel.

12 3. After reviewing and discussing those considerations, the parties agreed upon
13 January 19, 2010, as the date for commencement of trial.
14

15 4. Counsel for the Defendant consulted with the Court regarding the parties' desire to
16 agree upon a new trial date and it was suggested that the parties submit a Stipulation and Proposed
17 Order.

18 5. Therefore, the parties stipulate and propose the Trial Date, the Final Pretrial
19 Conference, and the deadline for submission of the Joint Final Pretrial Statement be scheduled as
20 follows:
21

- 22 (a) Trial to commence on January 19, 2010, at 9:00 a.m.
- 23 (b) Final Pretrial Conference on December 3, 2009, at 9:00 a.m.
- 24 (c) Joint Final Pretrial Statement Deadline: November 5, 2009.
- 25 (d) Deadline for trial briefs, witness lists, and exhibit lists: November 5, 2009.
- 26 (e) Deadline for evidentiary or procedural motions: November 5, 2009.
- 27
- 28

1 (f) Deadline for opposition to evidentiary or procedural motions: November
2 12, 2009.

3 (g) Deadline for replies in support of evidentiary or procedural motions:
4 November 19, 2009.
5

6 IT IS FURTHER STIPULATED that this Stipulation may be signed in counterparts and
7 that a signature by facsimile shall be deemed counsel's original signature.
8

9 Respectfully submitted,

10 DATED: March 23, 2009

ULMER & BERNE LLP

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12 By: /s/ Jeffrey Peck

13 Jeffrey F. Peck

Attorneys for Defendant Crown Equipment Corporation

14 dba Crown Lift Trucks

15 DATED: 3-23-09

HULBERT & BUNN, LLP

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17 By: /s/ Benjamin C. Bunn

18 Benjamin C. Bunn


19 Attorneys for Plaintiffs
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ORDER

GOOD CAUSE APPEARING THEREFOR,

IT IS HEREBY ORDERED that the above Stipulation between all parties is hereby approved and the new dates shall be as set forth in accordance with the above stipulation between the parties.

DATED: MARCH 27, 2009


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE